

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS  
FOR THE POLLUTION CONTROL AGENCY

In the Matter of the Proposed Adoption  
by the Minnesota Pollution Control Agency of  
Rules Governing Compost Facilities,  
Minnesota Rules Chapters 7001 and 7035

**CHIEF ADMINISTRATIVE LAW JUDGE'S  
ORDER ON REVIEW OF RULES UNDER  
MINN. STAT. § 14.16, SUBD. 2, AND  
MINN. R. 1400.2240, SUBP. 4**

The Minnesota Pollution Control Agency (MPCA) proposes to adopt the above-entitled rules pursuant to Minn. Stat. § 14.16. A public hearing regarding the proposed rules was held on March 24, 2014. On June 16, 2014, Administrative Law Judge Barbara L. Neilson issued a Report in which she determined that the proposed rules were defective in certain respects. On June 25, 2014, the undersigned Chief Administrative Law Judge issued a Report approving Judge Neilson's Report.

On August 13, 2014, the MPCA requested that the Chief Administrative Law Judge review and approve modifications to the rules. On the same date, the MPCA submitted copies of the rules as initially proposed; its proposed order Adopting Rules; and the rules as proposed for final adoption showing the changes made by the MPCA after the rule hearing. The OAH record in this matter closed on August 13, 2014.

The Chief Administrative Law Judge finds that the defects have been corrected and that the final proposed rules are not substantially different from those originally published by the MPCA Board in the *State Register* on January 6, 2014, and proposed at the public hearing.

Based upon a review of the materials and modifications submitted by the Board, Minnesota Statutes, Minnesota Rules, and the previous order issued in this matter,

**IT IS HEREBY ORDERED:** that the proposed rules, as modified and approved by the Revisor on July 31, 2014 (RD4110), are approved as to legality.

Dated: August 18, 2014

s/Tammy L. Pust

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TAMMY L. PUST  
Chief Administrative Law Judge